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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.              | CONFIRMATION NO.       |
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| 10/538,247   | 06/07/2005  | Josef Bentele        | TME-2359                         | 3581                   |
| 24131 7590 09/19/2007<br>LERNER GREENBERG STEMER LLP<br>P O BOX 2480<br>HOLLYWOOD, FL 33022-2480 |             |                      | EXAMINER<br>PELHAM, JOSEPH MOORE |                        |
|  |             |                      | ART UNIT<br>3742                 | PAPER NUMBER           |
|  |             |                      | MAIL DATE<br>09/19/2007          | DELIVERY MODE<br>PAPER |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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|---------------------------------|-------------|--|------------------------|-------|
| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR/<br>PATENT OR REEXAMINATION | ATTORNEY'S COUNTRY NO. |       |
| 10-538247                       |             |  |                        |       |
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|                                 |             |  |                        |       |

DATE MAILED

### NOTICE OF NON-COMPLIANT INFORMATION DISCLOSURE STATEMENT

An Information Disclosure Statement (IDS) filed 9-14-07 in the above-identified application fails to meet the requirements of 37 CFR 1.97(d) for the reason(s) specified below. Accordingly, the IDS will be placed in the file, but the information referred to therein has not been considered.

The IDS is not compliant with 37 CFR 1.97(d) because:

- ☒ The IDS lacks a statement as specified in 37 CFR 1.97(e).
- ☐ The IDS lacks the fee set forth in 37 CFR 1.17(p).
- ☐ The IDS was filed after the issue fee was paid. Applicant may wish to consider filing a petition to withdraw the application from issue under 37 CFR 1.313(c) to have the IDS considered. See MPEP 1308.

BC  
initials